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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/872,353

06/01/2001

Brian R. McCarthy

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33356 7590 10/14/2008  
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EXAMINER

CHEVALIER, ALICIA ANN

ART UNIT

PAPER NUMBER

1794

MAIL DATE

DELIVERY MODE

10/14/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Continuation Sheet**

Continuation of 5: Applicant's reply has overcome the following rejections/objections:

1. The objection to the specification, made of record in the office action mailed May 28, 2008, page 2 paragraph #9 has been withdrawn due to Applicant's amendment in the after final response, cancelling the new matter in the specification.
2. The 35 U.S.C. §112 rejections of claims 331, 355, 378, 401 and 431, made of record in the office action mailed November 1, 2007, page 3, paragraph #5 have been withdrawn due to Applicant's amendment in the after final response filed September 15, 2008, cancelling claims 331, 355, 378, 401 and 431.
10. The 35 U.S.C. §103 rejection of claims 331, 355, 378, 401 and 431 only as over Mckillip (US Patent No. 5,462,488), made of record in the office action mailed November 1, 2007, pages 3-5, paragraph #6 has been withdrawn due to Applicant's amendment in the after final response filed September 15, 2008, cancelling claims 331, 355, 378, 401 and 431.

Claims rejected: 314-318, 320-328, 330, 333-342, 344-352, 354, 356-366, 368-374, 376, 377, 379-389, 391-398, 400, 402-420, 422-430 and 432-437.

Continuation of 11. because: It remains the Examiner's position that the claims are unpatentable for reasons previously of record in the final office action.

Art Unit: 1794

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alicia Chevalier whose telephone number is (571) 272-1490. The examiner can normally be reached on Monday through Friday from 8:00 am to 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rena Dye, can be reached on (571) 272-3186. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Alicia Chevalier/  
Primary Examiner, Art Unit 1794  
10/14/2008